6003810/2022/OP-WDC01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS – Sri T.V. Srinivasu, the then Regional Joint Director, WD&CW Dept., Eluru, West Godavari, presently working as Secretary, A.P. State Commission for Protection of Child Rights (APSCPCR), Guntur - Violation of provisions of the Rule 3 of A.P Civil Services (Conduct) Rules, 1964 and Misconduct by abusing & misusing his official position – Departmental Proceedings initiated under Rule-20 of the A.P.C.S(C.C.&A) Rules, 1991 – Inquiry Report – Received – Examined - Punishment Orders - Issued.

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DEPTT FOR WOMEN, CHILDREN, DIFFERENTLY ABLED AND SENIOR CITIZENS (ESTT)

G.O.Rt.No.85. Dated:13-06-2022.

Read the following:-

1 From the Director, WD&CW, A.P, Guntur, file No.WDC02-19021/18/2020-Estt.,-WD&CW
2 G.O.Rt.No.164, Deptt., for WCDA & SC, dated 28.08.2020.
3. G.O.Rt.No.185, Deptt., for WCDA & SC, dated 12.10.2020.
4. G.O.Rt.No.29, Deptt., for WCDA & SC, dated 26.02.2021
5. AOC explanation of Sri T.V.Srinivasu, RJD(U/s) representation dated 05.10.2020 & 18/12/2020.
6. G.O.Rt.No.156, Deptt., for WCDA & SC, dated 18.11.2021.
7. Inquiry Report submitted by the D.S & E.O dated 06.04.2022.
8. Memo.No.WDC01/378/Estt.A3/2020,-3 dated 11-04-2022 .
9. From the Director, WD&CW, Letter No.WDC02-19021/18/2020, dt: 11/05/2022
10. Explanation of Sri T.V. Srinivasu, Secretary, A.P. State Commission for Protection of Child Rights (APSCPCR), Guntur, dated: 29-04-2022.

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ORDER:-

Whereas, in the G.O. 3rd read above, disciplinary proceedings were initiated in terms of A.P.C.S (C.C.A) Rules, 1991 against Sri T.V. Srinivasu, the then Regional Joint Director, WD&CW Dept., Eluru, West Godavari, presently working as Secretary, A.P. State Commission for Protection of Child Rights (APSCPCR), Guntur, for violation of provisions of Rule 3 of A.P Civil Services (Conduct) Rules, 1964 and misconduct by abusing & misusing his official position.

2. Whereas, in the G.O. 4th read above, Government in exercise of the powers conferred under clause (c) of sub-rule (5) of Rule-8 of the A.P.C.S (CC&A) Rules, 1991, have revoked the suspension orders without prejudice to the Disciplinary case pending against him and re-instated Sri T.V. Srinivasu, Regional Joint Director, WD&CW Dept., Eluru, West Godavari, into service and

posted as the Secretary, A.P. State Commission for Protection of Child Rights (APSCPCR), Guntur.

3. Whereas, in the representation 5th read above, Sri T.V. Srinivasu, while denying each charge has stated that he legitimately and righteously discharged his duties and no transgress beyond his authority. He was falsely implicated in the above suspension though all his acts are in accordance with rule of roster points and Government orders and the charges levelled against him are absolutely baseless and in view of his earlier services rendered by him to this Dept., and also considering that he is also at the edge of retirement, requested to exonerate from the charges.

4. Whereas, Government after careful examination of the entire matter, have appointed Sri N. Srinivasa Rao, Deputy Secretary to Government, Deptt., for Women, Children, Differently Abled & Senior Citizens, A.P. Secretariat, Velagapudi, as Inquiring Officer to inquire into the charges framed against the said C.O Sri T.V. Srinivasu, and appointed Smt. R. Sreelatha, Joint Director (Admn) O/o the Director, WD&CW, Guntur, as Presenting Officer to present the case before the I.O.

5. Whereas, the Inquiring Officer has submitted his inquiry report vide ref 7th cited above and concluded that the Charged Officer has adopted a 100 Cycle Roster which is meant for Direct Recruitment, for preparing a list of names of Senior Assistants fit for promotion to the post of Superintendent, instead of following the provision under Rules 22 (1) (ii) of APSSS Rules, 1991. It amount to ignorance of Rules. Therefore, the Charge No.I is **held proved**. Regarding **Charge No.II**, the Enquiry Officer in his findings has stated that the sudden and unfortunate death of Sri V.V.Ramana Murthy, Sr.Assistant, due to stress for not getting his promotion cannot be proved beyond reasonable doubt.

6. Whereas, as per sub – rule (2) of the Rule – 21 of A.P.C.S [CC&A] Rules, 1991, in the Memo.8th read above, the Director, WD&CW has been requested to communicate a copy of the inquiry report to Sri T.V. Srinivasu, and obtain his further Written Representation and furnish the same to the Govt.,

7. Whereas, the Director, WD&CW in the letter 9th read above has furnished the explanation dated: 29-04-2022, of the Charged Officer Sri T.V. Srinivasu, the then Regional Joint Director, WD&CW Dept., Eluru, West Godavari, presently working as the Secretary, A.P. State Commission for Protection of Child Rights (APSCPCR), Guntur. Sri T.V. Srinivasu, in his representation has stated that the findings of the Enquiry Officer that the Charge-I is held proved is self-contradictory to his own analysis and assessment of evidence, where he has admitted that the C.O instead of following the procedure envisaged under Rule 22 (1)(ii) of APSSR, 1991 has adopted the 100 cycle Roster Points which is meant for DR and this was caused due to the ignorance of the Rules. The fact is also evident by perusing the statement of Smt.P.Padmavathi, Senior Assistant, O/o the RJD, Eluru, wherein she has also confirmed that in the earlier occasions, his predecessors, Smt.E.V.Swarnalatha (2017) R.J.D (FAC) and Smt.K.Rajayalakshmi (2018) RJD (FAC) had also followed the Communal

Roster in giving promotions to the category of Superintendents and effected promotions. But, in the instant case, as and when the mistake was identified, immediately rectified and the revised orders were issued to the deceased officer. Subsequently, he joined in the promotion post on 08.06.2020. His prompt action proved that he has no malafide intention in effecting promotions to the unqualified persons. Hence, the findings of the Enquiry Officer are not sustainable under Rules. He further submitted that to finding of charge-II, as and when the mistake was identified and rectified, the promotion orders are issued to the deceased Sri V.V.Ramana Murthy and he reported to duty in the promotion cadre of Superintendent in the O/o P.D, DW&CDA, Krishna District and his sudden demise caused on 20.06.2020. As per findings of the Inquiry Officer, sudden and unfortunate death is due to stress in not getting his promotion cannot be proved beyond a reasonable doubt. Therefore, the C.O has requested to exonerate him from the clutches of the above charges, there is no financial irregularities in this episode and praying to drop further course of action in this issue considering that he is also edge of retirement.

8. Government after careful examination of the entire matter, hereby decided and order to impose the punishment of "**Censure"** under Rule – 9 of A.P.C.S (C.C.A.Rules) 1991, in respect of Sri T.V. Srinivasu, the then Regional Joint Director, WD&CW Dept., Eluru, West Godavari, presently working as the Secretary, A.P. State Commission for Protection of Child Rights (APSCPCR), Guntur. The suspension period Sri T.V. Srinivasu, from 01.09.2020 to 28.02.2021 is treated as "Not on duty".

8. The Director, W.D&C.W., A.P., Guntur, is requested to take necessary further action in the matter accordingly.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

A.R. ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri T.V. Srinivasu, the then Regional Joint Director,
WD&CW Dept., Eluru, West Godavari,
Presently working as the Secretary,
A.P. State Commission for Protection of Child Rights
(APSCPCR), Guntur (through the Director, WD&CW)
The Director, W.D & C.W., A.P., Guntur. (with request to obtain the acknowledgment of served copy from the C.O and submit the same to Govt.,)
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER